

1 THE HONORABLE JAMES L. ROBART
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 0912139 B.C., LTD., a Canadian
11 corporation, and PAKAGE APPAREL,
12 INC., a Canadian corporation,

13 Plaintiffs,

14 v.

15 RAMPION USA INC., a Washington
16 corporation, and RAMPION
17 ENTERPRISES LTD., a Canadian
18 corporation,

19 Defendants.

20 No. 2:18-cv-01464-JLR

21 DECLARATION OF BRIAN C. PARK
22 IN SUPPORT OF PLAINTIFFS' MOTION
23 TO STRIKE DEFENDANTS'
24 INVALIDITY CONTENTIONS

25 NOTE ON MOTION CALENDAR:
26 April 5, 2019

27 I, Brian C. Park, do hereby state and declare as follows:

28 1. I am an attorney at Stoel Rives, LLP and am counsel for Plaintiffs 0912139 B.C.,
29 LTD. and Pakage Apparel, Inc. ("BN3TH") in this case. I am competent to testify and make the
30 following statements based on my personal knowledge.

31 2. Attached as Exhibit 1 is a true and correct copy of the invalidity contentions
32 served by Defendants on January 28, 2019, with highlighted portions to indicate subject matter
33 subject to the motion to strike.

34 3. Attached as Exhibit 2 is a true and correct copy of Defendants' amendments to the
35 invalidity contentions, served on BN3TH on February 1, 2019.

36 4. Attached as Exhibit 3 is a true and correct copy of the claim charts enclosed with
37 Defendants' January 28, 2019 invalidity contentions (the "Charts").

1 5. Counsel for Plaintiffs have reviewed the documents produced by Defendants with
2 service of Defendants invalidity contentions. Plaintiffs' counsel has been unable to identify any
3 produced document that corresponds to the "Lift Collection" reference discussed in Defendants'
4 invalidity contentions.

5 I declare under penalty of perjury of the laws of the United States that the foregoing is
6 true and correct.

Executed this 21st day of March, 2019, at Seattle, Washington.

/s/ Brian C. Park
Brian C. Park

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served the foregoing **DECLARATION OF BRIAN**

C. PARK IN SUPPORT OF PLAINTIFFS' MOTION TO STRIKE DEFENDANTS'

INVALIDITY CONTENTIONS on the following named person(s) on the date indicated below

by

- .. mailing with postage prepaid
- .. hand delivery
- .. facsimile transmission
- .. overnight delivery
- ..X CM/ECF notification

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Attorneys for Defendants

DATED: March 21, 2019.

/s/ Brian C. Park

Brian C. Park, WSBA No. 25584

Steven T. Lovett (admitted *pro hac vice*)

Nathan C. Brunette (admitted *pro hac vice*)

Attorneys for Plaintiffs